

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 11, 2009

DIVISION ONE

B215379 I.C. (Not for Publication)
v.
Superior Court, Los Angeles County
(Department of Children & Family Services, r.p.i.)

Because substantial evidence supports the juvenile court's jurisdictional and dispositional orders, the petition is denied on the merits.

Miller, J. (Assigned)

I concur: Mallano, P.J.
I concur in the judgment only: Rothschild, J.

DIVISION TWO

B210413 People (Certified for Publication)
v.
Luansing

The order denying appellant's motion to terminate his mandatory obligation to register as a sex offender pursuant to subdivision (b) of section 290 is reversed. On remand, the trial court is directed to consider whether appellant is subject to discretionary registration pursuant to section 290.006, and, if so, to exercise that discretion in deciding whether to require his continued sex offender registration.

Doi Todd, J.

We concur: Boren, P.J.
 Chavez, J.

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DIVISION TWO (continued)

B213374 People (Not for Publication)
v.
Littlejohn

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Chavez, J.

B200133 Goland (Not for Publication)
v.
SCLA
Dog at Home, Inc.

The petition for extraordinary writ is denied. DAH is awarded its costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

B207431 Hotels Nevada LLC et al. (Not for Publication)
v.
L.A. Pacific Centers Inc.

The order awarding attorney fees to L.A. Pacific is affirmed. L.A. Pacific is entitled to its costs on appeal.

Doi Todd, Acting P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

August 11, 2009

DIVISION TWO (continued)

B212668 Estrada (Not for Publication)
v.
Makris

The judgment is affirmed. Defendants are awarded their costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B216092 M.C. v. S.C.L.A.
B211210 Children and Family Services v. R.S.
B211031 Children and Family Services v. D.R.
B214632 Children and Family Services v. A.A.
B214098 Children and Family Services v. J.M.
B211442 People v. Walker
B207523 People v. Bracamonte
B210099 People v. Montes
B207810 People v. Lonnie

Argument waived, cause submitted.

B204686 Manning, et al.
v.
Pinto

Merits:
Argued by Thomas P. Aplin for appellants and by Lori Hershorin for respondent. Cause submitted.

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DIVISION THREE (continued)

B211659 Sanchez
 v.
 City of Los Angeles, et al.

Merits:
Argued by Diane Marchant for appellant and by Gerald M. Sato, deputy city attorney for respondents. Cause submitted.

B209022 Graham
 v.
 Administration of California State University, Long Beach

Merits:
Argued by Jack Graham, in propria persona for appellant and by Denah Heather Hoard for respondent. Cause submitted.

B208387 Cha
 v.
 Bruce L. Flamm, M.D.

Merits:
Argued by Anthony Michael Glassman for appellant and by Brian W. Birnie for respondent. Cause submitted.

B204047 Davis
 v.
 Ford Motor Credit Company

Merits:
Argued by Arthur Levy for appellant and by Jan T. Chilton for respondent. Cause submitted.

Court recessed.

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DIVISION THREE (continued)

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J. and Zaida G. Clayton, Deputy Clerk.

B209519 Kapilow v. The Via De La Paz

Argument waived and submission deferred pending filing of briefs.

B207010 Nicole Weight
v.
Louis Campanelli DBA Mugsy's

Merits:

Argued by David M. deRubertis for appellant and no appearance for respondent. Cause submitted.

B207010 In re Carl Henderson
on
Habeas Corpus

Merits:

Argued by Gregory J. Marcot, Deputy Attorney General for appellant and by William Bartz, Jr. for respondent. Cause submitted.

B205917 Arnold Greenspan
v.
Manhattan Loft, LLC, et al

Merits:

Argued by Robin Meadow for appellant and by Steven A. Schuman for respondents. Cause submitted.

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DIVISION THREE (continued)

B210789 Hoffman Street LLC, et al.
 v.
 City of Hollywood, et al.

Merits:

Argued by Benjamin M. Reznik for appellants and by Christi Hogin for respondents. Submission deferred pending filing of supplemental briefs.

B210789 Robert A. Sternberg
 v.
 Brenton L. Horner, et al.

Merits:

Argued by Brenton L. Horner for appellants and by Steven N. Niebow for respondent. Cause submitted.

Court adjourned.

DIVISION FIVE

B209155 Debra D. Hutchings, as Trustee, etc., (Not for Publication)
 v.
 Daniel G. Drommerhausen III,

The appeal is dismissed as to the injunctive relief and modification requests concerning the sold properties. In all other respects, the order is affirmed. Debra D. Hutchings, as the trustee of the Drommerhausen Family Trust, is awarded her costs on appeal from Daniel G. Drommerhausen, III.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

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DIVISION FIVE (continued)

B209398 People (Not for Publication)
v.
Daniel Rivera

The judgment is modified to: vacate the Penal Code section 12022, subdivision (b) (1) one-year enhancement imposed on count 1; award defendant 645 days of pretrial custody credit plus 96 days of conduct credit for a total presentence custody credit of 741 days; vacate the stays imposed as to the Penal Code section 1465.8, subdivision (a)(1) court security fees; and impose a ten-year Penal Code section 667, subdivision (a)(1) enhancement on count 5. Additionally, upon remittitur issuance, the trial court is to impose Penal Code section 667.5, subdivision (b) prior prison term enhancements on counts 1 and 3 through 6 unless it exercises its discretion to strike the additional term pursuant to Penal Code section 1385, subdivision (a).

Turner, P.J.

We concur: Armstrong, J.
Kriegler, J.

B210798 Awad Dayan, et al. (Not for Publication)
v.
Rimon Abu Ata et al.

The order granting the motion to enforce the settlement under Code of Civil Procedure section 664.6 and judgment as to Diana Khoury Abu Ata are reversed. The judgment is affirmed in all other respects. All parties are to bear their own costs on appeal.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

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DIVISION FIVE (continued)

B209838 Patti Michaely (Not for Publication)
 v.
 Josh Michaely

The order appointing a receiver is affirmed. Respondent to recover costs on appeal.

Armstrong, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION SIX

Court convened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., P. McGill, Chief Deputy Clerk and G. Bents, Senior Deputy Clerk.

B208015 People v. Tribble

Ordered off calendar.

B211564 People v. Morales

Continued to September, 2009.

Each of the following:

B208969 People v. Moreno
B209105 People v. Gooch
B209400 People v. Hernandez
B209505 People v. Acevedo
B209657 People v. Saldivar
B211165 People v. Brown
B211536 People v. Glass

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DIVISION SIX (continued)

Each of the following (continued):

B211835 People v. Bray
B213255 People v. Luchien

Argument waived, cause submitted.

B208495 People
 v.
 Gaspar

Merits:

Argued by Richard C. Gilman for appellant and by Viet H. Nguyen, Deputy Attorney General, for respondent via teleconference. Cause submitted.

B205674 People
 v.
 Ortiz

Merits:

Argued by Linda Rush for appellant and by Tita Nguyen, Deputy Attorney General, for respondent via teleconference. Cause submitted.

B208804 People
 v.
 Meeks

Merits:

Argued by Linda Rush for appellant and by Michael A. Katz, Deputy Attorney General, for respondent via teleconference. Cause submitted.

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DIVISION SIX (continued)

B208612 People
 v.
 Jones

Merits:

Argued by Diane Berley for appellant and by Alene M. Games, Deputy Attorney General, for respondent via teleconference. Cause submitted.

B211573 People
 v.
 Orloff

Merits:

Argued by Steve Pell for appellant and by Viet H. Nguyen, Deputy Attorney General, for respondent via teleconference. Cause submitted.

B209739 People
 v.
 Argo

Merits:

Argued by Lyn A. Woodward for appellant and by David Zarmi, Deputy Attorney General, for respondent via teleconference. Cause submitted.

Yegan, J. left the bench.

B209614 People
 v.
 Medlin and Monterroso

Merits:

Argued by Theresa A. Patterson, Deputy Attorney General, for appellant via teleconference and by Leonard J. Comden for respondents. Cause submitted.

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DIVISION SIX (continued)

B209908 In re Canales on Habeas Corpus

Merits:

Argued by Charles Chung, Deputy Attorney General, for appellant via teleconference and by Richard Darington Pfeiffer for respondent. Cause submitted.

Court adjourned.

B209743 People
v.
Brown

Filed order denying petition for rehearing.

DIVISION SEVEN

B213455 People v. Brown (Not for Publication)

The appeal is dismissed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B207469 Corrales
v.
County of Los Angeles

Filed order denying petition for rehearing.

August 11, 2009

DIVISION EIGHT

1007790-09

The Honorable ANTHONY J. MOHR, Judge of the Superior Court of California, County of LOS ANGELES, is hereby assigned to assist the Court of Appeal, Second Appellate District, Division EIGHT, as a justice thereof, on the following dates:

SEPTEMBER 1, 2009 TO OCTOBER 31, 2009

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal Justice, all petitions for rehearing arising out of such causes and matters. This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.

July 30, 2009

Ronald M George
Chief Justice of California and
Chairperson of the Judicial

B207616 People (Certified for Publication)
v.
Moore

The judgment is affirmed.

Bigelow, J.

We concur: Rubin, Acting P.J.
Bendix, J. (Assigned)

August 11, 2009

DIVISION EIGHT (continued)

[illegible]

The judgment is affirmed.

Rubin, Acting P.J.

We concur: Flier, J.
Bendix, J. (Assigned)

[illegible]

The judgment is affirmed.

Bigelow, J.

We concur: Flier, Acting P.J.
Bendix, J. (Assigned)

B210725 People (Not for Publication)
v.
Shirley

The judgment is affirmed.

Bigelow, J.

We concur: Rubin, Acting P.J.
Bendix, J. (Assigned)

August 11, 2009

DIVISION EIGHT (continued)

B208270 8800 Melrose LLC (Not for Publication)

v.

John Varvatos of California, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Rubin, Acting P.J.

We concur: Bigelow, J.

Bendix, J. (Assigned)

B208756 Los Angeles County, D.C.S.F. (Not for Publication)

v.

M.T.

The judgment is reversed.

Bigelow, J.

We concur: Rubin, Acting P.J.

Bendix, J. (Assigned)

B210155 Los Angeles County, D.C.F.S. (Not for Publication)

v.

S.M.

The judgment is reversed.

Bigelow, J.

We concur: Flier, Acting P.J.

Bendix, J. (Assigned)